

# 106<sup>th</sup> TN General Assembly

## Second Regular Session



**Wednesday, February 10, 2010**

Senate – 55<sup>th</sup> Legislative Day      House – No Session

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### SENATE

#### BILLS / RESOLUTIONS

- SR 0190 by \*Faulk**  
Memorials, Professional Achievement - Mike Hammond, Country Radio Hall of Fame -
- SR 0191 by \*Faulk**  
Memorials, Recognition - Wayne Surber -
- SR 0192 by \*Faulk**  
Memorials, Recognition - Bill Brooks -
- SJR 0780 by \*Haynes, Henry, Berke, Barnes, Harper, Marrero B, Tate, Herron, Stewart, Finney L, Black, Tracy**  
Memorials, Public Service - Congressman Bart Gordon -
- SJR 0781 by \*Haynes**  
Memorials, Retirement - Dennis Huffer -
- SJR 0782 by \*Haynes, Berke, Kyle, Marrero B, Barnes, Harper, Henry, Burks, Jackson, Tate, Finney L**  
Memorials, Recognition - Hedy Weinberg -
- SJR 0783 by \*Black**  
General Assembly, Recess & Reconvene - Recesses 106th General Assembly at close of business on February 11, 2010; reconvenes senate on February 17, 2010, at 8:30 a.m. and reconvenes house on February 18, 2010, at 9:00 a.m. -
- \*SJR 0784 by \*Burchett**  
General Assembly, Directed Studies - Requests reports from the department of environment and conservation relative to TVA Emergency Preparedness and transition to Dry Coal Ash Storage. -
- SB 3920 by \*Finney L (HB 3941 by \*Halford)**  
Gibson County - As introduced, subject to local approval, establishes that the county clerk serves as clerk of juvenile court effective 12:01 a.m. September 1, 2010; abolishes office of clerk of juvenile court and provides if a vacancy in such office occurs prior to August 31, 2010, the county clerk is appointed to serve until term expires. - Amends Chapter 307 of the Private Acts of 1982.

#### THIRD CONSIDERATION

##### Consent Calendar:

SJR's 753, 754, 755, 757, 758 – ADOPTED 30-0.

HJR 773 – RE-SET to 2/11/10.

##### Consent Calendar #2:

SB's 2441, 2442, 2444 – PASSED 30-0.

SB's 2950, 2952, 2953, 2954 – PASSED 30-0.

## OTHER ACTION

SJR 783 – s/r ADOPTED v.v.

## COMMITTEE REPORTS

EDUCATION – SHR #12 – 1:00 p.m. –

Rec. for pass. if am., ref to Calendar – SB 3713.

Rec. for pass. if am., ref to FW&M – SB 2789.

GENERAL WELFARE, HEALTH & HUMAN RESOURCES – SHR #12 – 2:30 p.m. –

Rec. for pass., ref to Calendar – SB's 3359, 3870, 2798, 2720, 3144.

Rec. for pass., ref to FW&M – SB 2959.

Action def. – SB's 2974, 2561, 1788.

GOVERNMENT OPERATIONS – SHR #12 – 2:30 p.m. –

Rec. for pass., ref to Calendar – SB's 2446, 2448, 2450, 2452, 2454.

Rec. for pass. if am., ref to Calendar – SB's 2431, 2433, 2436, 2434, 2949, 2428.

Action def. – SB's 2451, 2453.

Ref. to Gen. Sub. – SB's 2432, 2447.

STATE & LOCAL GOVERNMENT – SHR #12 – 10:00 a.m. -

Rec. for pass., ref to Calendar – SB's 2731, 2933, 2617, 2496, 3034, 3042, 2530, 3553, 3578.

Rec. for pass. if am., ref to Calendar – SB's 2898, 2411.

Rec. for pass., ref to FW&M – SB 2814.

Rec. for pass. if am., ref to FW&M – SB's 2502, 3551.

Action def. – SB's 3270, 2486, 2573, 2625, 3480, 3548, 3602.

Ref. to Gen. Sub. – SB's 2790, 3271, 3594.

## CALENDARS FOR THURSDAY, FEBRUARY 11, 2010

### Consent

**1. SJR 0762 by \*McNally**

Memorials, Death - Q.V. Leinart -

**2. HJR 0790 by \*Matlock**

Memorials, Recognition - Robert L. Sliger -

**3. HJR 0791 by \*Ford , Hill**

Memorials, Personal Achievement - Matthew Allen Spence, Eagle Scout -

**4. HJR 0792 by \*Ford , Hill**

Memorials, Personal Achievement - Jacob Wise, Eagle Scout -

**5. HJR 0797 by \*Floyd, Cobb J, Cobb T, Brown, Dean, Favors, McCormick, Armstrong, Barker, Bass, Bell, Bone, Borchert, Brooks K, Brooks H, Camper, Campfield, Carr, Casada, Coleman, Coley, Cooper B, Curtiss, DeBerry J, DeBerry L, Dennis, Dunn, Eldridge, Evans, Faulkner, Ferguson, Fincher, Fitzhugh, Ford , Fraley, Hackworth, Halford, Hardaway, Harmon, Harrison, Harwell, Haynes, Hensley, Hill, Johnson C, Johnson P, Jones S, Jones U, Kernell, Litz, Lollar, Lundberg, Lynn, Maddox, Maggart, Marsh, Matheny, Matlock, McCord, McDaniel, McDonald, McManus, Miller L, Montgomery, Moore, Mumpower, Naifeh, Niceley, Odom, Pitts, Pruitt, Ramsey, Rich, Richardson, Roach, Sargent, Shaw, Shepard, Shipley, Sontany, Stewart, Swafford, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, West, White, Williams, Winningham, Yokley**

Memorials, Recognition - Stefanie Wittler, Miss USA 2010, second runner-up -

**6. HJR 0799 by \*Watson, Bell**

Memorials, Recognition - Samples Memorial Baptist Church -

**7. HJR 0800 by \*Sargent, Casada, Johnson P**

Memorials, Retirement - Judy Dishman -

**8. HJR 0801 by \*Sargent, Naifeh, Harwell, Johnson P, Casada**

Memorials, Death - William Kevin King -

**9. HJR 0802 by \*Pitts, Johnson C, Johnson P**

Memorials, Retirement - Stephen R. Lesnak -

### Consent #2

1. **SB 3295 by \*Kelsey (\*HB 2991 by \*McManus)**  
Water - As introduced, changes word "tax" to "fee" in statement appearing on bill for storm water fees. - Amends TCA Section 68-221-1112.
2. **\*SB 2551 by \*Southerland, Ketron, Yager (HB 2657 by \*Fitzhugh)**  
Litter Control - As introduced, extends for additional six years to June 30, 2016, the temporary tax on bottles of soft drinks and barrels of beer to fund programs for the prevention and collection of litter. - Amends TCA Section 57-5-201(a)(2) and Section 67-4-402(b)(1).

### Regular

1. **HJR 0773 by \*Hardaway, Eldridge, Miller L, Jones U, Richardson, Camper**  
Memorials, Death - Michael Jackson -

**SENATE CONVENES AT 9:00 A.M., THURSDAY, FEBRUARY 11, 2010**

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## H O U S E

### COMMITTEE REPORTS

CONSUMER & EMPLOYEE AFFAIRS – HHR #29 – 8:30 a.m. –  
Rec. for pass. if am., ref to Govt. Ops – HB 2503.  
EDUCATION – HHR #16 – 11:00 a.m. –  
Railed – HB 2535.  
Action def. – HB 376.  
Taken off notice – HB 549.  
GOVERNMENT OPERATIONS – HHR #29 – 10:00 a.m. –  
Rec. for pass., ref to C&R – HB 2463.  
Rec. for pass. if am., ref to C&R – HB's 2597, 2588, 2591, 2593, 2607, 2609, 2611, 2613, 2614, 2615.  
Rec. for pass. if am., ref to JUD – HB 2765.  
Action def. – HB 2595.  
Taken off notice – HB 2840.

### SUBCOMMITTEE REPORTS

Budget – HHR #29 – 11:00 a.m. –  
Rec. for pass. – HB's 2657, 539.  
Action def. – HB 2804.  
Taken off notice – HB 3013.  
Civil Practice & Procedure - HHR #31 – 12:30 p.m. –  
Rec. for pass. – HB's 2846, 3035, 3036.  
Rec. for pass. if am. – HB 3049.  
Action def. – HB's 680, 682, 2941, 2809.

(Subcommittee Reports cont.)

Criminal Practice & Procedure – HHR #31 – 11:00 a.m. –

Rec. for pass. – HB's 2789, 2918, 2576, 2835, 3280.

Rec. for pass. if am. – HB's 2778, 791.

Action def. – HB's 2768, 3053, 517, 1304, 1639, 1645, 2059, 2560, 2640.

Taken off notice – HB's 1473, 3124.

Employee Affairs – HHR #29 – 12:30 p.m. –

Action def. – HB's 776, 1566.

Health Care Facilities – HHR #30 – 12:30 p.m. –

Action def. – HB 2520.

Higher Education – HHR #16 – 9:15 a.m. –

Action def. – HB's 2897, 3068.

Taken off notice – HJR 772, HR 230.

Industrial Impact – HHR #30 – 10:00 a.m. –

Rec. for pass. if am. – HB 3265.

Action def. – HB's 396, 3201, 3641.

Taken off notice – HB 2838.

K-12 – HHR #16 – 10:00 a.m. –

Action def. – HB's 3011, 2772, 2538, 2954, 2955, 2419.

Local Government – HHR #31 – 8:30 a.m. –

Rec. for pass. – HB's 2709, 2710, 2711, 2866, 2868, 2552, 2758, 3044.

Action def. – HB's 2712, 2713, 3175, 3639.

Parks & Tourism – HHR #16 – 12:30 p.m. –

Taken off notice – HB 3418.

Rural Roads – HHR #30 – 8:30 a.m. –

Rec. for pass. – HB's 1128, 2548, 2662, 2852, 2672, 3080, 3101, 2990, 3249, 2480, 2435, 2511, 2512, 2715, 3260, 3378, 3438, 3471, 3500, 2663, 2705, 2706, 2753, 2755, 2756, 2853, 2931, 2230, 2742, 3331, 3660, 3684.

Rec. for pass. if am. – HB's 3309, 2507, 2496.

Rec. for adopt. – HJR's 168, 769, 752.

Action def. – HB's 2502, 3220.

Taken off notice – HB's 3687, 3119, 3452, 437, 562, 1173, 1313, 1329, 1330, 1331, 1337, 1338, 1341, 1416, 1417, 1555, 1563, 1565, 1567, 1568, 1610, 1620, 1898, 1941, 2054, 2128, 2331, 2728, 2784, 2785, 2792, 2814, 3137, 3150, 3225, 3509, 3520, 3627.

Small Business – HHR #30 – 9:15 a.m. –

Rec. for pass. – HB's 1561, 3480.

Action def. – HB 2836.

Taken off notice – HB's 2818, 2494, 2775.

## **CALENDARS FOR THURSDAY, FEBRUARY 11, 2010**

### **Consent**

#### **1. HR 0242 by \*Bone**

Memorials, Sports - Trousdale County High School, Division 1, Class 2A State Champions - The Abstract summarizes HR0242 as introduced.

#### **2. HJR 0804 by \*Halford**

Memorials, Academic Achievement - Kaleb Wolfe, John W. Harris Leadership Award - The Abstract summarizes HJR0804 as introduced.

#### **3. HJR 0808 by \*Pitts, Johnson C, Johnson P**

Memorials, Congratulations - Theta-Delta Chapter of Phi Alpha Theta National Honor Society, Austin Peay State University, 2009 Best Chapter of the Year Award, Division III - The Abstract summarizes HJR0808 as introduced.

#### **4. HJR 0809 by \*Yokley**

Memorials, Recognition - Dr. Nathan Ford, Cocke County Education Foundation's Celebrate Our Success Award - The Abstract summarizes HJR0809 as introduced.

(Consent Calendar cont.)

**5. HJR 0810 by \*Hawk**

Memorials, Death - Staff Sergeant Rusty Christian, United States Army - The Abstract summarizes HJR0810 as introduced.

**6. HJR 0811 by \*Ramsey**

Memorials, Personal Achievement - Jesse Logan Hackworth, Eagle Scout - The Abstract summarizes HJR0811 as introduced.

**7. HJR 0812 by \*Ramsey**

Memorials, Personal Achievement - Christopher Malenfant, Eagle Scout - The Abstract summarizes HJR0812 as introduced.

**Regular**

**1. HJR 0803 by \*McCormick, Dean**

Memorials, Public Service - Congressman Zach Wamp - The Abstract summarizes HJR0803 as introduced.

**HOUSE CONVENES AT 9:00 A.M., THURSDAY, FEBRUARY 11, 2010**